

US BC SDNY

original

in re Lehman
Debtor

E-13555 (JCC)

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**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:16-cv-01379-RJS**

Lehman Brothers Holdings Inc. et al v. Official Committee of
Unsecured Creditors of Lehman Brothers Holdings Inc. et al
Assigned to: Judge Richard J. Sullivan
Case in other court: USBC-SDNY, 08-B-13555 (SCC)
Cause: 28:0158 Notice of Appeal re Bankruptcy Matter (BA

Date Filed: 02/23/2016
Jury Demand: None
Nature of Suit: 422 Bankruptcy Appeal
(801)
Jurisdiction: Federal Question

In Re

Lehman Brothers Holdings Inc.

Debtor

Lehman Brothers Holdings Inc.

Appellant

William Kuntz, III

represented by **William Kuntz, III**
India St.
PO Box 1801
Nantucket, MA 02554-1801
PRO SE

V.

Appellee

**Official Committee of Unsecured
Creditors of Lehman Brothers
Holdings Inc.**

represented by **Andrew J. Rossman**
Quinn Emanuel Urquhart & Sullivan
LLP
51 Madison Avenue
22nd Floor
New York, NY 10010
212-849-7000
Fax: 212-849-7100
Email:
andrewrossman@quinnemanuel.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James Charles Tecce
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Joseph D. Pizzurro
Curtis, Mallet-Prevost, Colt & Mosle,
LLP(NYC)
101 Park Avenue
New York, NY 10178
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Fax: 212 6971559
Email: jpizzurro@cm-p.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Appellee

Lehman Brothers Holdings Inc.

represented by **James Charles Tecce**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joseph D. Pizzurro
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/23/2016	<u>1</u>	NOTICE OF APPEAL FROM THE BANKRUPTCY COURT TO THE S.D.N.Y. from the Order of Judge Shelley C. Chapman dated February 8, 2016. Bankruptcy Court Case Numbers: 08-B-13555 (SCC). Certified copies of file received.Document filed by William Kuntz, III.(bkar) (Entered: 02/23/2016)
02/23/2016		Magistrate Judge James L. Cott is so designated. (bkar) (Entered: 02/23/2016)
02/23/2016		Case Designated ECF. (bkar) (Entered: 02/23/2016)
02/23/2016	<u>2</u>	LETTER addressed to Judge Lewis A. Kaplan from Tyler G. Whitmer dated February 23, 2016 re: Reassignment of Action to Judge Sullivan. Document filed by Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc..(Whitmer, Tyler) (Entered: 02/23/2016)
02/23/2016	<u>3</u>	EMERGENCY MOTION to Dismiss <i>PURSUANT TO FED. R. BANKR. P. 8013 TO DISMISS APPEAL OF WILLIAM KUNTZ III WITH PREJUDICE</i> . Document filed by Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc..(Rossman, Andrew) (Entered: 02/23/2016)
02/23/2016	<u>4</u>	EMERGENCY MEMORANDUM OF LAW in Support re: <u>3</u> EMERGENCY MOTION to Dismiss <i>PURSUANT TO FED. R. BANKR. P. 8013 TO DISMISS APPEAL OF WILLIAM KUNTZ III WITH PREJUDICE</i> . . Document filed by

		Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc.. (Rossman, Andrew) (Entered: 02/23/2016)
02/23/2016	<u>5</u>	DECLARATION of TYLER G. WHITMER in Support re: <u>3</u> EMERGENCY MOTION to Dismiss <i>PURSUANT TO FED. R. BANKR. P. 8013 TO DISMISS APPEAL OF WILLIAM KUNTZ III WITH PREJUDICE</i> .. Document filed by Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L)(Rossman, Andrew) (Entered: 02/23/2016)
02/24/2016		NOTICE OF CASE REASSIGNMENT to Judge Richard J. Sullivan. Judge Lewis A. Kaplan is no longer assigned to the case. (wb) (Entered: 02/24/2016)
02/24/2016	<u>6</u>	CERTIFICATE OF SERVICE of Emergency Motion Pursuant to Fed. R. Bankr. P. 8013 To Dismiss Appeal of William Kuntz III With Prejudice, Memorandum of Law in Support of Emergency Motion [Proposed] Order Dismissing Case With Prejudice, and Declaration of Tyler G. Whitmer in Support of Emergency Motion served on William Kuntz III on 2/23/2016. Service was made by Priority Mail Express Overnight Delivery. Document filed by Lehman Brothers Holdings Inc., Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc.. (Whitmer, Tyler) (Entered: 02/24/2016)
02/24/2016	<u>7</u>	ORDER: Now before the Court is Appellees' emergency motion to dismiss Appellant's appeal with prejudice pursuant to Federal Rule of Bankruptcy Procedure 8013. (Doc. No. 3.) IT IS HEREBY ORDERED THAT Appellant shall file a response to the motion by March 2, 2016. Appellees' reply, if any, shall be filed by March 4, 2016. (Responses due by 3/2/2016, Replies due by 3/4/2016.) (Signed by Judge Richard J. Sullivan on 2/24/2016) (mro) (Entered: 02/25/2016)
02/25/2016	<u>8</u>	EMERGENCY MOTION for Sanctions <i>PURSUANT TO FED. R. BANKR. P. 8013 AND 8020 AGAINST WILLIAM KUNTZ III</i> . Document filed by Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc..(Rossman, Andrew) (Entered: 02/25/2016)
02/25/2016	<u>9</u>	EMERGENCY MEMORANDUM OF LAW in Support re: <u>8</u> EMERGENCY MOTION for Sanctions <i>PURSUANT TO FED. R. BANKR. P. 8013 AND 8020 AGAINST WILLIAM KUNTZ III</i> . . Document filed by Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc.. (Rossman, Andrew) (Entered: 02/25/2016)
02/25/2016	<u>10</u>	DECLARATION of TYLER G. WHITMER in Support re: <u>8</u> EMERGENCY MOTION for Sanctions <i>PURSUANT TO FED. R. BANKR. P. 8013 AND 8020 AGAINST WILLIAM KUNTZ III</i> .. Document filed by Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T)(Rossman, Andrew) (Entered: 02/25/2016)

02/25/2016	<u>11</u>	ORDER. Now before the Court is Appellees' emergency motion for sanctions pursuant to Federal Rules of Bankruptcy Procedure 8013 and 8020 against Appellant. (Doc. No.8.) IT IS HEREBY ORDERED THAT Appellant shall file a response to this motion, along with his response to Appellees emergency motion to dismiss (Doc. No.3), by March 2, 2016. Appellees' reply, if any, shall be filed by March 4, 2016. SO ORDERED. (Signed by Judge Richard J. Sullivan on 2/25/2016) (adc) (Entered: 02/25/2016)
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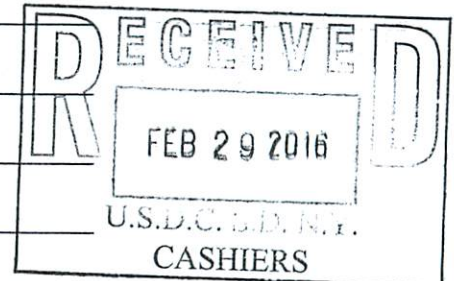
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